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OFFICE OF PETITIONS

In re Application of :
Cherif Cheikh et al. : DECISION ON PETITION
Application No. 09/787,508 :
Filed: May 10, 2001 :
Atty Docket No. BET01/0233 :

This is a decision on the PETITION TO REVIVE UNDER 37 CFR
\$1.137(b) filed September 17, 2007.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to file a reply to the non-final Office action mailed November 2, 2006. This Office action set a shortened statutory period for reply of three (3) months, with extensions of time obtainable under \$1.136(a). No reply timely filed and no extension of time obtainable, the application became abandoned effective February 3, 2007. A courtesy Notice of Abandonment was mailed on May 16, 2007.

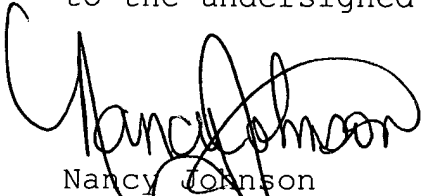
The petition includes the required reply in the form of an amendment¹; the required statement of unintentional delay; and payment of the petition fee set forth in 37 CFR § 1.17(m). No terminal disclaimer is required.

Technology Center AU 3763 has been advised of this decision. The application is, thereby, forwarded to the examiner for

¹ Petitioner also submitted a Request for Continued Examination (RCE). However, an RCE is only proper when prosecution is closed. Thus, it is not a proper reply to a non-final Office action.

consideration of the amendment submitted on petition filed
September 17, 2007.

Telephone inquiries specific to this decision should be directed
to the undersigned at (571) 272-3219.



Nancy Johnson
Senior Petitions Attorney
Office of Petitions